



PATENT

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

RECEIVED
FEB 16 2001
Technology Center 2600

APPLICANTS: Pawan Goyal, Srinivasan Keshav
APPLICATION NO.: 09/633,575
FILING DATE: August 7, 2000
TITLE: Fairly Partitioning Resources While Limiting the Maximum Fair Share
EXAMINER: not yet known
GROUP ART UNIT: 2731
ATTY. DKT. NO.: 21816-04466

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Washington, D.C. 20231, on the date shown below:

Dated: 2/8/01 By: A.C. Smith
Albert C. Smith, Reg. No.: 20,355

COMMISSIONER FOR PATENTS
WASHINGTON, DC. 20231

INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO-1449 listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference, which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. [SERIAL NUMBER], filed on [FILING DATE], and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).

The Information Disclosure Statement submitted herewith is being filed:

- ☒ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first official action on the merits, whichever event last occurred;
OR
- ☐ before the mailing of a first official action after the filing of a request for continued examination (RCE) under 37 CFR § 1.114;
- ☐ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either:
- (1) a final action under 37 CFR § 1.113; OR
- (2) a notice of allowance under 37 CFR § 1.311; AND
- ☐ attached hereto is the fee of \$180, as set forth under 37 CFR § 1.17(p), for submission of this Information Disclosure Statement under 37 CFR § 1.97(c); OR
- ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement;
OR
- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement.

OR

- ☐ before the payment of the issue fee but after the mailing date of the first to occur of either:
- [1] a final action under 37 CFR § 1.113; OR
 - [2] a notice of allowance under 37 CFR § 1.311; AND
- in accordance with the requirements of 37 CFR § 1.97(d):
- ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:
- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR
 - ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the person signing this certification after making reasonable inquiry, was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND
- ☐ Applicant hereby respectfully petitions for the consideration of the accompanying Information Disclosure Statement under 37 CFR § 1.97(d)(2); AND
- ☐ Applicant submits the petition fee of \$180 as set forth in 37 CFR § 1.17(p).

☒ Applicant submits that no fee is required for the consideration of the accompanying Information Disclosure Statement.

Consideration of the listed references and favorable action are solicited.

Respectfully submitted,
PAWAN GOYAL, SRINIVASAN KESHAV

Dated: _____

2/8/01

By: _____

A.C. Smith

Albert C. Smith, Reg. No.: 20,355

Fenwick & West LLP

Two Palo Alto Square

Palo Alto, CA 94306

Tel.: (650) 858-7296

Fax.: (650) 494-1417



PTO/SB/21 (modified)

Approved for use through xx/xx/xx, OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

0001/PTO
Rev. 10/95U.S. Department of Commerce
Patent and Trademark Office

Application Number

09/633,575

Filing Date

August 7, 2000

First Named Inventor

Pawan Goyal

Group Art Unit Number

2731

Examiner Name

Not yet known

Total Number of Pages in This Submission

6*

Attorney Docket Number

21816-04466

TRANSMITTAL FORM

(to be used for all correspondence during pendency of
filed application)

ENCLOSURES (check all that apply)

- | | |
|---|--|
| <input type="checkbox"/> Fee Transmittal Form (in duplicate)
<input type="checkbox"/> Check Enclosed
<input checked="" type="checkbox"/> Return Receipt Postcard
<input type="checkbox"/> Response to Notice to File Missing Parts
<input type="checkbox"/> Assignment & Recordation Cover Sheet
<input type="checkbox"/> Declaration
<input type="checkbox"/> Small Entity Statement
<input checked="" type="checkbox"/> Information Disclosure Statement & PTO-1449
<input checked="" type="checkbox"/> Copies of IDS Cited References A-X
<input type="checkbox"/> Request for Corrected Filing Receipt
<input type="checkbox"/> Request for Correction of Recorded Assignment
<input type="checkbox"/> Amendment/Response: [] Page(s)
<input type="checkbox"/> After Final
<input type="checkbox"/> Status Request
<input type="checkbox"/> Revocation and Power of Attorney | <input type="checkbox"/> Issue Fee Transmittal
<input type="checkbox"/> Letter to Chief Draftsperson
<input type="checkbox"/> Formal Drawing(s):
[] Sheet(s) of Figure(s) []
<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Appeal Communication to Group
(Appeal Notice, Brief, Reply, Brief)
<input type="checkbox"/> Certified Copy of Priority Document(s)
<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/> |
|---|--|

REMARKS: *Does not include cited reference pages.

SIGNATURE OF ATTORNEY OR AGENT

Signature:

A.C. Smith

Attorney/Reg. No.:

Albert C. Smith, Reg. No. 20,355

Dated:

2/8/01

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:

A.C. Smith

Typed or Printed Name:

Albert C. Smith

Dated:

2/8/01

Express Mail Mailing Number (optional):

21816/04466/DOCS/1142418.1